

**EASTLAKE CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES
FEBRUARY 8, 2011**

The Regular Meeting of the Eastlake City Council was held at Eastlake City Hall, 35150 Lakeshore Boulevard. The Meeting was called to order by Council President Mr. Morley at approximately 7:08 p.m.

The Pledge of Allegiance was led by Ms. DePledge.

ATTENDEES

Members of Council in attendance were Ms. DePledge, Mr. Knuchel, Mr. Lajeunesse, Ms. Vaughn, Mr. Hoefle, Mr. D'Ambrosio and Council President Mr. Morley. Also attending was Council Clerk Mrs. Cendroski.

Those attending from the Administration were Mayor Andrzejewski, Law Director Klammer, Finance Director Slocum, and Police Chief Reik.

APPROVAL OF MINUTES

REGULAR COUNCIL MEETING – JANUARY 25, 2011

MOTION: Mr. D'Ambrosio moved to approve the minutes of the Regular Council Meeting of January 25, 2011. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. The minutes were approved.

COUNCIL PRESIDENT'S REPORT – Mr. Morley

Meetings Scheduled

Mr. Morley: The next Council-as-a-Whole Committee Meeting is scheduled for Tuesday, February 22, 2011 at 7:00 p.m. The Regular Council meeting will be convened immediately following the adjournment of the Council-as-a-Whole Committee meeting.

An Economic & Community Development Council meeting is scheduled for Wednesday, February 16, 2011 at 6:00 p.m.

COMMUNICATIONS & PETITIONS

A Conditional Use Permit referral was received from the Planning Commission for FNJ Automotive, 1630 East 361st Street, Unit 1, Eastlake. This was referred to Planning Committee.

A Conditional Use Permit amendment and renewal was received from the Administration for East Cleveland Quick Dry Carpet and Upholstery Cleaners, Inc., 34092 Victor Drive, Eastlake. This was referred to Planning Committee.

A request was received from the Administration to amend City Ordinance Chapter 1347 “Signs.” This was referred to Ordinance Committee.

A communication from the Administration regarding amendments to City Ordinance Chapter 155 “Employment Provisions and Compensation.” This was referred to Ordinance Committee.

Conditional Use Permit renewal recommendations were received from the Administration for All You Can Print, Inc., 722 Creekview Drive, Eastlake, Lin-e of Eastlake, Inc., dba Final Score Sports Bar & Grill, 33329 Vine Street, Eastlake, and Jane Page dba Page Massotherapy, 356 Waterbury Drive, Eastlake. These were referred to Planning Committee.

A communication was received from the Administration regarding a NOACA TLCI grant for Vine Street. This was referred to next Council-as-a-Whole Committee on February 22, 2011.

A re-appropriation request was received from Finance Director Slocum regarding the cost of rock salt. Mr. Morley explained that this was discussed in Council-as-a-Whole Committee and would be added to the evening’s agenda as Legislation No. 02-08-(05).

COMMITTEE REPORTS:

SERVICE/UTILITIES COMMITTEE - Ms. DePledge

Ms. DePledge: The Service/Utilities Committee has not met since our last meeting. There is nothing pending in Committee and no meeting is scheduled. This concludes my report and I am open for questions.

There were no questions from Ms. DePledge.

SAFETY COMMITTEE – Mr. Lajeunesse

Mr. Lajeunesse: The Safety Committee has not met since our last Council meeting; therefore, there is nothing to report. This concludes my report and I am open for questions.

There were no questions of Mr. Lajeunesse.

RECREATION COMMITTEE – Mr. Hoefle

Mr. Hoefle: The Recreation Committee has not met since our last meeting and nothing has been placed in it. I am open for questions.

There were no questions of Mr. Hoefle.

PLANNING COMMITTEE – Mr. D’Ambrosio

Mr. D’Ambrosio: The Planning Committee did not have a meeting. As I said in Council-as-a-Whole Committee we had a meeting scheduled but it was cancelled due to the ice storm. In the Council-as-a-Whole Committee meeting we discussed the two items that were to be on the agenda. I will be making the following Motion:

Legislative Recommendation

Legislation No. 02-08-(04)

MOTION: I hereby move to add Legislation No. 02-08-(04) to the evening's agenda amending Ordinance No. 2006-050, adopted May 23, 2006, and authorizing the issuance of a Conditional Use Permit to Catered Services, Inc., dba Regovich's Catering, 35746 Lakeland Blvd., #15, Eastlake, Ohio 44095. Mr. Knuchel seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 02-08-(04) is added to the evening's agenda.

Additional Comments

Mr. D'Ambrosio: That concludes my report and I am open for questions.

There were no questions of Mr. D'Ambrosio.

FINANCE COMMITTEE – Mr. Knuchel

Mr. Knuchel: The Finance Committee has not met since the last regularly scheduled Council meeting. Therefore, I have no formal report. I have received the 2011 budget – thank you, Mr. Slocum. I will be scheduling a meeting next Tuesday evening to discuss year-end numbers for 2010 and if time allows we can start on the 2011 budget. This concludes my report and I will be making the following Motions:

Legislative Recommendations

Legislation No. 02-08-(02)

MOTION: I hereby move to add Legislation No. 02-08-(02) to the evening's agenda authorizing and directing the Mayor and Director of Finance to enter into a Contract with DMS Landscaping, Inc., the lowest and best bidder, for primary services for Mowing and Trimming of Grass, Brush, Weeds, Vegetation, and the Removal of Trash and Debris, for the cost as outlined. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 02-08-(02) is added to the evening's agenda.

Legislation No. 02-08-(03)

MOTION: I hereby move to add Legislation No. 02-08-(03) authorizing and directing the Mayor and Director of Finance to enter into a Contract with Advanced Contracting, LLC, the lowest and best bidder, for backup services for Mowing and Trimming of Grass, Brush, Weeds, Vegetation, and the Removal of Trash and Debris, for the cost as outlined. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 02-08-(03) is added to the evening's agenda.

Legislation No. 02-08-(05)

MOTION: I hereby move to add Legislation No.: 02-08-(05) to the evening's agenda to re-appropriate for the expenses of the City of Eastlake, State of Ohio, for the period beginning January 1, 2011 and ending December 31, 2011. Mr. Lajeunesse seconded.

ROLL CALL: Yeas unanimous.

Motion carried. Legislation No. 02-08-(05) is added to the evening's agenda.

There were no questions of Mr. Knuchel.

ORDINANCE COMMITTEE - Ms. Vaughn

Ms. Vaughn: The Ordinance Committee had scheduled a meeting for February 1st but due to the pending ice storm we decided to reschedule it for next week as there are 10 items in my referral list. I have nothing additional to report and am open for questions.

There were no questions of Ms. Vaughn.

RECOGNITION OF THE PUBLIC

Mr. Morley recognized the public input at this time; he reminded the speakers that there is a 3-minute limit for their comments; all comments are to be directed to the Chair and not include any personalities or individuals.

There was no one who wished to speak.

Mr. Morley: As most in the audience are present regarding the Internet Sweepstakes- we will vote on it again tonight and if we don't have a majority our final vote will be on February 22nd. That will be when it will either be adopted or not.

LEGISLATION PROPOSED - First number will be 2011-010

Requested by: Planning Commission
Sponsored by: Mr. D'Ambrosio

ORDINANCE NO.: 02-08-(01)

An Ordinance authorizing the issuance of a Conditional Use Permit to Edgar A. Wells and Donald McDonald dba Finucane & Brennan, Inc., 1630 East 361st Street, Unit 3, Eastlake, OH, 44095, and declaring an emergency.

MOTION: Mr. D'Ambrosio moved to suspend the rules requiring separate readings and reading in full. Mr. Knuchel seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. D'Ambrosio moved to adopt. Mr. Knuchel seconded

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No. 2011-010.

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Requested by: Administration
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 02-08-(02)

A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract with DMS Landscaping, Inc., the lowest and best bidder, for primary services for Mowing and Trimming of Grass, Brush, Weeds, Vegetation, and the Removal of Trash and Debris, for the cost as outlined, and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. D’Ambrosio seconded

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2011-011.

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Requested by: Administration
Sponsored by: Mr. Knuchel

RESOLUTION NO.: 02-08-(03)

A Resolution authorizing and directing the Mayor and Director of Finance to enter into a Contract with Advanced Contracting, LLC, the lowest and best bidder, for backup services for Mowing and Trimming of Grass, Brush, Weeds, Vegetation, and the Removal of Trash and Debris, for the cost as outlined, and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. D’Ambrosio seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. D’Ambrosio seconded

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Resolution No. 2011-012.

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Requested by: Administration
Sponsored by: Mr. D'Ambrosio

ORDINANCE NO.: 02-08-(04)
An Ordinance amending Ordinance No. 2006-050, adopted May 23, 2006, and authorizing the issuance of a Conditional Use Permit to Catered Services, Inc., dba Regovich's Catering, 35746 Lakeland Blvd., #15, Eastlake, Ohio 44095, and declaring an emergency.

There was no Motion to suspend the rules requiring separate readings and reading in full.

Legislation No. 02-08-(04) is placed on First Reading.

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Requested: Finance Director Slocum
Sponsored by: Mr. Knuchel

ORDINANCE NO.: 02-08-(05)
An Ordinance to re-appropriate for the expenses of the City of Eastlake, State of Ohio, for the period beginning January 1, 2011 and ending December 31, 2011, and declaring an emergency.

MOTION: Mr. Knuchel moved to suspend the rules requiring separate readings and reading in full. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas unanimous.

MOTION: Mr. Knuchel moved to adopt. Mr. D'Ambrosio seconded

ROLL CALL: Yeas unanimous.

Motion carried. Legislation is adopted as Ordinance No. 2011-013.

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LEGISLATION PENDING (Placed on First Reading 01/25/2011)

Requested by: Administration
Sponsored by: Ms. Vaughn

ORDINANCE NO. 01-25-(04)
An Ordinance enacting new Chapter 761 "Sweepstakes Terminal Café" of the Codified Ordinances of the City of Eastlake, and declaring an emergency.

MOTION: Ms. Vaughn moved to suspend the rules requiring separate readings and reading in full. Mr. D'Ambrosio seconded.

ROLL CALL: Yeas: Ms. Vaughn, Mr. D'Ambrosio, Mr. Lajeunesse,
Mr. Hoefle, Mr. Morley.
Nays: Mr. Knuchel, Ms. DePledge

MOTION TO AMEND:

Ms. Vaughn moved amend Legislation No. 01-25-(04) to reflect the Section 761.10 (k)(4) which currently allows a minimum of an obstructed area of five feet – to change that to three feet on each side of each amusement device where persons may use, watch or wait to use such amusement device. Mr. D’Ambrosio seconded.

ROLL CALL ON AMENDMENT: Yeas: Ms. Vaughn, Mr. D’Ambrosio, Mr. Lajeunesse,
Mr. Hoefle, Mr. Morley.
Nays: Mr. Knuchel, Ms. DePledge

Motion carried. Legislation No. 01-25-(04) is amended and placed on second reading.

UNFINISHED BUSINESS

There was no Unfinished Business.

NEW BUSINESS

There was no New Business.

ADMINISTRATIVE REPORTS:

MAYOR/SAFETY DIRECTOR – Ted Andrzejewski

Mayor Andrzejewski: I do not have a formal report. Mr. Slocum and I just arrived back ½ hour ago from Newark, Ohio – we attended a conference on labor relations. It was very interesting – one session I liked was on workplace violence. 77% of Americans do not like their jobs – that means one of you likes being a Councilman and the rest don’t. They went into psychological things – warning signs for employees who may be prone to that. We don’t have that here. We also reviewed some labor negotiations trends. One thing that was very clear is there will be some State legislation revamping collective bargaining agreements – pension reforms – it was a very good conference. We are going to try to apply what they gave us there – we learned a lot.

There were no questions of Mayor Andrzejewski.

LAW DIRECTOR – Randy Klammer

Mr. Klammer: I have nothing to report and am open to questions.

There were no questions of Mr. Klammer.

FINANCE DIRECTOR – Mike Slocum

Mr. Slocum: In addition to the public bargaining aspects at this conference they did cover other federal laws – the FLSA, ADA, and FLMA. I was actually very happy to be able to sit through this because as you know we do not have an HR Director and it falls within my Department. It was really helpful to bring me up to speed so I was very appreciative of that. You have the budget which I released on Friday. I am open for questions.

Mr. Morley: We are still meeting tomorrow at 9:00 a.m. regarding the budget?

Mr. Slocum: You are on my calendar.

There were no further questions of Mr. Slocum.

POLICE CHIEF – Larry Reik

Chief Reik: There is nothing to report and I am open for questions.

There were no questions of Chief Reik.

CITY ENGINEER – Tom Gwydir

Mr. Gwydir was absent and excused.

CHIEF BUILDING OFFICIAL – John Stigalt

Mr. Stigalt was absent.

TAX ADMINISTRATOR – Angela Keneven-Zanella

Mrs. Keneven-Zanella was absent and excused.

SERVICE DIRECTOR – Mike Semik

Mr. Semik was absent and excused.

FIRE CHIEF – Ted Whittington

Chief Whittington was absent and excused.

ADJOURNMENT

The meeting was adjourned at approximately 7:28 p.m.

DENNIS MORLEY, COUNCIL PRESIDENT

APPROVED: _____

ATTEST: _____
DEBORAH A. CENDROSKI, CMC
CLERK OF COUNCIL